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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/542,399	07/14/2005	Gregory J Kelly	STA-1	1753	
63704 HESS PATEN	7590 10/29/2007 TIAW FIRM P.C	EXAMINER			
HESS PATENT LAW FIRM, P.C. 9 MIRAMAR LANE			PUROL, SARAH L		
STAMFORD,	CT 06902	•	ART UNIT	PAPER NUMBER	
			3637		
•			MAIL DATE	DELIVERY MODE	
			10/29/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	Applicant(s)		
10/542,399	KELLY, GREGORY J			
Examiner	Art Unit			
Sarah Purol	3637			

	Sarah Purol	3637	
The MAILING DATE of this communication appe	ars on the cover sheet with the	correspondence ado	ress
THE REPLY FILED 10 October 2007 FAILS TO PLACE THIS A	PPLICATION IN CONDITION FOR	R ALLOWANCE.	
1. The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a No a Request for Continued Examination (RCE) in compliance time periods:	the same day as filing a Notice of ving replies: (1) an amendment, af tice of Appeal (with appeal fee) in	Appeal. To avoid aba fidavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
a) The period for reply expiresmonths from the mailing	g date of the final rejection.		
b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire a Examiner Note: If box 1 is checked, check either box (a) or (TWO MONTHS OF THE FINAL REJECTION. See MPEP 7)	ater than SIX MONTHS from the mailings). ONLY CHECK BOX (b) WHEN TH 06.07(f).	ng date of the final rejecti E FIRST REPLY WAS F	on. ILED WITHIN
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b)	tension and the corresponding amount shortened statutory period for reply orig than three months after the mailing da	t of the fee. The appropr ginally set in the final Offi	iate extension fee ce action; or (2) as
NOTICE OF APPEAL 2. The Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed AMENDMENTS	nsion thereof (37 CFR 41.37(e)), to	o avoid dismissal of th	ns of the date of the appeal. Since
3. The proposed amendment(s) filed after a final rejection,	but prior to the date of filing a brief	f, will <u>not</u> be entered b	ecause
(a) They raise new issues that would require further co			
(b) ☐ They raise the issue of new matter (see NOTE belo			
(c) They are not deemed to place the application in befappeal; and/or	ter form for appeal by materially re	ducing or simplifying	the issues for
(d) They present additional claims without canceling a	corresponding number of finally re	jected claims.	
NOTE: (See 37 CFR 1.116 and 41.33(a)).			(070) 004
4. The amendments are not in compliance with 37 CFR 1.1.		ompliant Amendment	(PTOL-324).
5. Applicant's reply has overcome the following rejection(s)		timely filed amondmy	ont cancaling the
 Newly proposed or amended claim(s) would be al non-allowable claim(s). 			
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is profile that status of the claim(s) is (or will be) as follows:		ill be entered and an e	explanation of
Claim(s) allowed:	·		
Claim(s) objected to:			
Claim(s) rejected: Claim(s) withdrawn from consideration:			
AFFIDAVIT OR OTHER EVIDENCE			
8. The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e).	d sufficient reasons why the affida	vit or other evidence is	s necessary and
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessary	overcome <u>all</u> rejections under appe y and was not earlier presented. S	eal and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after e	entry is below or attacl	ned.
11. The request for reconsideration has been considered but	t does NOT place the application i	n condition for allowa	nce because:
12. Note the attached Information Disclosure Statement(s).	(PTO/SB/08) Paper No(s)	J / #	
		SARAH PUROL PRIMARY EXAMIN	IER